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Attorneys for Defendant Solana Labs, Inc.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

MARK YOUNG, on behalf of himself and all
others similarly situated,

Plaintiff,

v.

SOLANA LABS, INC.; THE SOLANA
FOUNDATION; ANATOLY
YAKOVENKO; MULTICOIN CAPITAL
MANAGEMENT LLC; KYLE SAMANI, ,

Defendants.

Case No.: 3:22-cv-03912-RFL

**DECLARATION OF MORGAN E.
WHITWORTH IN SUPPORT OF
DEFENDANT SOLANA LABS, INC.'S
MOTION TO DISMISS THE
CONSOLIDATED AMENDED CLASS
ACTION COMPLAINT**

Date: August 6, 2024

Time: 10:00 a.m.

Court: Courtroom 15 – 18th Floor

Judge: Hon. Rita F. Lin

1 I, Morgan E. Whitworth, hereby declare as follows:

2 1. I am an attorney admitted to practice law in the state of California and before this
3 Court and a partner of Latham & Watkins LLP, counsel of record for defendant Solana Labs,
4 Inc. (“Labs”) in the above-captioned action. I submit this declaration in support of Labs’ Motion
5 to Dismiss the Consolidated Amended Class Action Complaint (“Motion to Dismiss”). I make
6 this declaration based on my personal knowledge.

7 2. Attached hereto as Exhibit 1 is a true and correct copy of a document entitled,
8 “Solana Labs Completes a \$314.15M Private Token Sale Led by Andreessen Horowitz and
9 Polychain Capital,” dated June 9, 2021 and publicly available at [https://solana.com/news/solana-](https://solana.com/news/solana-labs-completes-a-314-15m-private-token-sale-led-by-andreessen-horowitz-and-polychain-capital)
10 [labs-completes-a-314-15m-private-token-sale-led-by-andreessen-horowitz-and-polychain-](https://solana.com/news/solana-labs-completes-a-314-15m-private-token-sale-led-by-andreessen-horowitz-and-polychain-capital)
11 [capital](https://solana.com/news/solana-labs-completes-a-314-15m-private-token-sale-led-by-andreessen-horowitz-and-polychain-capital)).

12 3. Attached hereto as Exhibit 2 is a true and correct copy of a document entitled,
13 “Solana FAQs,” which describes Solana’s March 2020 Dutch Auction and is publicly available
14 at <https://coinlist.co/solana/faq>.

15 4. Attached hereto as Exhibit 3 is a true and correct copy of a print out of the first
16 page of the @Solana account on X (f/k/a Twitter) as of April 8, 2024, which is publicly available
17 at <https://twitter.com/solana?lang=en>.

18 5. Attached hereto as Exhibit 4 is a true and correct copy of Exodus Movement,
19 Inc.’s Form 253g2, which was filed with the Securities and Exchange Commission on April 9,
20 2021 and is publicly available at www.sec.gov.

21 6. Attached hereto as Exhibit 5 is a true and correct copy of a print out of a webpage
22 containing a chart showing trading data for the SOL token from CoinMarketCap, which is
23 publicly available at <https://coinmarketcap.com/currencies/solana/>.

24 I declare under penalty of perjury that the foregoing is true and correct.

25 Executed this 11th Day of April 2024, in Menlo Park, California.

26
27 /s/ Morgan E. Whitworth
Morgan E. Whitworth